

176747



BellSouth Telecommunications, Inc.
Legal Department
1600 Williams Street
Suite 5200
Columbia, SC 29201

Patrick W. Turner
General Counsel-South Carolina

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Fax 803 254 1731

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November 10, 2005

Mr. Charles L. A. Terreni
Chief Clerk of the Commission
Public Service Commission of South Carolina
Post Office Box 11649
Columbia, South Carolina 29211

Re: Voice Mail Deregulation
Docket No. 2005-315-C

Dear Mr. Terreni:

By letter dated October 25, 2005, your office delivered a Notice of Filing to BellSouth Telecommunications, Inc. ("BellSouth") and directed BellSouth to have the Notice published one time in newspapers of general circulation in the affected areas on or before November 4, 2005. The letter also directed BellSouth to provide your office with Proof of Publication on or before November 25, 2005.

In compliance with that letter, BellSouth respectfully submits the enclosed affidavits executed by representatives of *The State*, *The Greenville News*, *The Post and Courier*, and *The Morning News*. These affidavits reflect that the Notice was published in these newspapers on October 29, 2005, October 28, 2005, October 28, 2005 and October 28, 2005, respectively.

Please do not hesitate to contact me if you have any questions or comments.

Sincerely,

A handwritten signature in black ink that reads "Patrick W. Turner". The signature is fluid and cursive, with a long horizontal stroke at the end.

Patrick W. Turner

Enclosures
DM5# 565218

PUBLIC SERVICE
COMMISSION OF
SOUTH CAROLINA
DOCKETING
DEPARTMENT
NOTICE OF
DOCKET NO.
2005-315-C

THE STATE-RECORD CO., INC.
Columbia, South Carolina
publisher of

The State

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

Personally appeared before me, Peggy Lawrence, Advertising Sales Support
Manager of THE STATE, and makes oath that the advertisement,

Notice of Filing – Docket 2005-315-C – BellSouth

THE STATE, a daily newspaper of general circulation published in
Columbia, State and County aforesaid, in the issues of

Peggy Lawrence

worn to before me

November 2, 2005

Notary Public

"Errors- the liability of the publisher on account of errors in
or omissions from any advertisement will in no way exceed
the amount of the charge for the space occupied by the item in
error, and then only for the first incorrect insertion."

Ann. Regs. 103-530 and
S.C. Code Ann. § 58-9-
280(G)(1). BellSouth
Telecommunications,
Incorporated ("Bell-
South") has filed a Peti-
tion with the Public Ser-
vice Commission of
South Carolina ("the
Commission") to enter an
Order stating that the
Commission will not reg-
ulate business or resi-
dential voice mail offer-
ings in any exchanges in
BellSouth's operating ter-
ritory in South Carolina.
In support of its Petition,
BellSouth argues that
S.C. Code Ann. §58-9-
280(G)(1) provides that
"The Commission shall
not regulate a service for
which competition exists
if the market for that ser-
vice is sufficiently com-
petitive to protect the
public interest." This
statute, according to
BellSouth, requires the
Commission not to regu-
late voice mail services
in BellSouth's territory
because these services,
their functional equiva-
lent, or substitute ser-
vices are available from
many regulated and
unregulated provider.
BellSouth also states
that it is not aware of any
other Incumbent Local
Exchange Company
("ILEC") that references
voice mail in their tariffs
that are on file with the
Commission. Upon infor-
mation and belief, there-
fore, the voice mail ser-
vice offered by other
ILECs in South Carolina
is not regulated by the
Commission. Further,
voice mail service is
unregulated in seven of
the nine states in Bell-
South's operating region.
A copy of the Application
is on file in the offices of
the Public Service Com-
mission of South Caroli-
na, 101 Executive Center
Drive, Columbia, South
Carolina 29210; the
Commission's web site at
www.psc.sc.gov, and is
available from Patrick W.
Turner, General Counsel,
BellSouth Telecommuni-
cations, Incorporated,
1600 Williams Street,
Suite 5200, Columbia,
South Carolina 29201.
A public hearing, if
scheduled, will be held in
Columbia, South Caroli-
na in the offices of the
Commission at the above
address, for the purpose
of receiving testimony
and other evidence from
all interested parties
regarding this Applica-
tion. The time and date
of this hearing will be
furnished to all interested
parties at a later date.
Any person who wishes
to participate in this mat-
ter, as a party of record
with the right of cross-
examination should file a
Petition to Intervene in
accordance with the
Commission's Rules of
Practice and Procedure
on or before November
25, 2005 and indicate the
amount of time required
for his presentation.

Please include an email
address for receipt of
future Commission cor-
respondence in the Petition
to Intervene. Please
refer to Docket No. 2005-
315-C.
Any person who wishes
to testify and present evi-
dence at the hearing, if
scheduled, should notify
the Docketing Depart-
ment in writing at the
address below, the Office

of Regulatory Staff at
Post Office Box 11263,
Columbia, South Caroli-
na 29211, and Patrick W.
Turner, General Counsel,
at the above address, on
or before November 25,
2005 and indicate the
amount of time required
for his presentation.
Please refer to Docket
No. 2005-315-C.

Any person who wishes
to be notified of the hear-
ing, but does not wish to
present testimony or be a
party of record, may do
so by notifying the Dock-
eting Department in writ-
ing at the address below
on or before November
25, 2005. Please refer to
Docket No. 2005-315-C.

PLEASE TAKE NOTICE:

Any person who wishes
to have his or her com-
ments considered as part
of the official record of
this proceeding MUST

present such comments
in person, to the Com-
mission during the hear-
ing.

Persons seeking infor-
mation about the Com-
mission's Procedures
should contact the Com-
mission at (803) 896-
5100.

Public Service Com-
mission of South Carolina
Attn: Docketing
Department
Post Office Drawer
11649
Columbia,
South Carolina 29211
OCT-25-05

The Greenville News

AFFIDAVIT OF PUBLICATION

I, Susan F. Mullinax, being the legal advertising agent for *The Greenville News*, do hereby testify that the attached legal advertisement was published on 137 lines in *The Greenville News* on 10/28, 2005.

Susan F. Mullinax

Susan F. Mullinax

Legal Advertising Representative

Jeanne M. Gullic

Jeanne M. Gullic

Notary Public for State of South Carolina

My Commission Expires April 4, 2013

South's operating territory in South Carolina. In support of its petition, BellSouth argues that S.C. Code Ann. § 38-58-10 provides that "the Commission shall not regulate a service for which competition exists if the law for that service is sufficiently competitive to protect the public interest." According to BellSouth, the Commission not to regulate voice mail services in BellSouth's territory because these services, their functional equivalent, are available from many regulated and unregulated providers. BellSouth also states that it is not aware of any other in-state ILECs that offer voice mail services in its territory that are on file with the Commission. Upon information and belief, therefore, the voice mail service offered by other ILECs in South Carolina is not regulated by this Commission. Further, voice mail services are regulated in seven of the nine states in BellSouth's operating region.

A copy of the Application is on file in the offices of the Public Service Commission at South Carolina, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission's web site at www.psc.sc.gov, and is available from Patrick W. Turner, General Counsel, BellSouth Telecommunications, Incorporated, 1600 Williams Street, Suite 5200, Columbia, South Carolina 29201.

A public hearing, if scheduled, will be held in Columbia, South Carolina, at the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding time and date of this hearing will be furnished to all interested parties at a later date. Any person who wishes to participate in this matter, as a party of record with the right of Petition, should file a Petition with the Commission's Rules of Practice and Procedure on or before November 25, 2005 and indicate the amount of time required for his or her testimony. Please include an email address, residential or business, for the Commission's correspondence in the Petition to Intervene. Please refer to Docket No. 2005-315-C.

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department in writing at the address below, the Office of Regulatory Affairs, Post Office Box 11623, Columbia, South Carolina 29211, and Patrick W. Turner, General Counsel, at the above address, on or before November 25, 2005 and indicate the amount of time required for his presentation. Please refer to Docket No. 2005-315-C.

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before November 25, 2005. Please refer to Docket No. 2005-315-C.

PLEASE TAKE NOTICE: Any person who wishes to have his or her testimony considered as part of the official record in this proceeding MUST present such comments, in person, to the Commission during the hearing. Persons seeking information about the Commission's Procedures should contact the Commission at (803) 895-1000 or the Public Service Commission of South Carolina.

Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211
OCT-25-05

3559090 PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA DOCKETING DEPARTMENT NOTICE OF FILING DOCKET NO. 2005-315-C Pursuant to S.C. Code Ann. Regs. 103-83 and S.C. Code Ann. 38-58-200(G)(1), BellSouth Telecommunications, Incorporated (BellSouth) has filed a Petition with the Public Service Commission of South Carolina (the Commission) to enter an Order stating that the Commission will not regulate business or residential voice mail offerings in any exchanges in Bel-

BELL SOUTH/LEGAL ADS/LES ADDIS
ROOM 5500 PO BOX 752
Columbia SC 29202

Number of Copies: 1

AFFIDAVIT OF PUBLICATION

The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising Clerk of the above indicated newspaper published in the City of Charleston, County and State aforesaid, who, being duly sworn, says that the advertisement of

(Copy attached)

appeared in the issues of said newspaper on the following day(s):

10/28/2005

at a cost of \$ 271.32
Account# C0058521
Order# C220XRYV
P.O. Number: BellSouth
Subscribed and sworn to before
me this 1st day
of November
A.D. 2005

Advertising Clerk

NOTARY PUBLIC, SC
My Commission expires

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2005-315-C

Pursuant to S.C. Code Ann. Regs. 103-836 and S.C. Code Ann. § 58-9-280(G)(1), BellSouth Telecommunications, Incorporated ("BellSouth") has filed a Petition with the Public Service Commission of South Carolina ("the Commission") to enter an Order stating that the Commission will not regulate business or residential voice mail offerings in any exchanges in BellSouth's operating territory in South Carolina. In support of its Petition, BellSouth argues that S.C. Code Ann. § 58-9-280(G)(1) provides that "[t]he Commission shall not regulate a service for which competition exists if the market for that service is sufficiently competitive to protect the public interest." This statute, according to BellSouth, requires the Commission not to regulate voice mail services in BellSouth's territory because these services, their functional equivalent, or substitute services are available from many regulated and unregulated providers. BellSouth also states that it is not aware of any other incumbent Local Exchange Company ("ILEC") that references voice mail in their tariffs that are on file with the Commission. Upon information and belief, therefore, the voice mail service offered by other ILECs in South Carolina is not regulated by the Commission. Further, voice mail service is unregulated in seven of the nine states in BellSouth's operating region.

A copy of the Application is on file in the offices of the Public Service Commission of South Carolina, 101 Executive Center Drive, Columbia, South Carolina 29210; the Commission's web site at www.psc.sc.gov; and is available from Patrick W. Turner, General Counsel, BellSouth Telecommunications, Incorporated, 1600 Williams Street, Suite 5200, Columbia, South Carolina 29201.

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before November 28, 2005 and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene.

Please refer to Docket No. 2005-315-C.

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department in writing at the address below, the Office of Regulatory Staff at Post Office Box 11649, Columbia, South Carolina 29211, and Patrick W. Turner, General Counsel, at the above address, on or before November 28, 2005 and indicate the amount of time required for his presentation. Please refer to Docket No. 2005-315-C.

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before November 28, 2005. Please refer to Docket No. 2005-315-C.

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission
of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, SC 29211

OCT-25-05

Morning News

Carolina Publishing Group

AFFIDAVIT OF INSERTION

STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE

Personally appeared before me

Carrie Lloyd

The Legal Clerk for the Morning News, a daily newspaper published in the City of Florence, County of Florence, and the State of South Carolina said that the attached advertisement was published on 10/28

and

as shown by the files as said company.

Cassie Lloyd

Sworn and subscribed before me this 31st day of Oct., 2005

Jamie B. Richard

NS

My Commission Expires April 18, 2010

Counsel, at the above address, on or before November 25, 2005 and indicate the amount of time required for his presentation. Please refer to Docket No. 2005-315-C.

Any person who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before November 25, 2005. Please refer to Docket No. 2005-315-C.

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Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211
OCT-25-05
(October 25, 2005)

Service Commission of South Carolina, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission's web site at www.psc.sc.gov, and is available from Patrick W. Turner, General Counsel, BellSouth Telecommunications, Incorporated, 1600 Williams Street, Suite 5200, Columbia, South Carolina 29201.

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DOCKET NO. 2005-315-C

Pursuant to S.C. Code Ann. Regs. 103-806 and S.C. Code Ann. 38-9-280(G)(1), BellSouth Telecommunications, Incorporated ("BellSouth") has filed a Petition with the Public Service Commission of South Carolina ("the Commission") to enter an Order stating that the Commission will not regulate business or residential voice mail offerings in any exchanges in BellSouth's operating territory in South Carolina. In support of its Petition, BellSouth argues that S.C. Code Ann. 38-9-280(G)(1) provides that "[t]he Commission shall not regulate a service for which competition exists if the market for that service is sufficiently competitive to protect the public interest. This statute, according to BellSouth, requires the Commission not to regulate voice mail services in BellSouth's territory because these services, their functional equivalent, or substitute services are available from many regulated and unregulated providers. BellSouth also states that it is not aware of any other incumbent Local Exchange Company ("ILEC") that regulates voice mail in their tariffs that are on file with the Commission. Upon information and belief, therefore, the voice mail service offered by other ILECs in South Carolina is not regulated by the Commission. Further, voice mail service is unregulated in seven of the nine states in BellSouth's operating region.

A copy of the Application is on file in the offices of the Public

PUBLIC SERVICE
COMMISSION OF
SOUTH CAROLINA
DOCKETING DEPARTMENT
NOTICE OF FILING